

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Gary Piaget et al.

Application No. 10/789,294

Filed: February 26, 2004

For: EXERCISE DEVICE WITH TREADLES

Confirmation No.: 7642

Art Unit: 3764

Examiner: Crow, Stephen R.

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
(Under 37 C.F.R. § 1.97(c)(1), § 1.97(e)(1), and § 1.98) AND  
STATEMENT OF RELATEDNESS (Under M.P.E.P. § 2001.06(b))**

Sir:

The Examiner is requested to consider the references noted on the enclosed PTO/SB/08A during examination of the above-identified patent application. The references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting the references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to 37 C.F.R. § 1.98(a)(2)(i), copies of the U.S. patent references are not provided, unless required by the Office.

The references cited on the enclosed PTO/SB/08A were cited in an International Search Report dated December 18, 2006 of corresponding PCT International patent application No. PCT/US04/06140. A photocopy of the PCT International Search Report as well as a photocopy of the Written Opinion of the International Searching Authority are enclosed herewith. U.S. Pat. Nos. 5,336,146; 6,461,279; and 6,811,517 cited in the International Search Report are not cited in the enclosed PTO/SB/08A, because they were previously cited in the Notice of References Cited (Form PTO-892) dated May 18, 2005. Also, U.S. patent No. 5,792,092 cited in the

International Search Report is not cited in the enclosed PTO/SB/08A, because it was previously cited in the Information Disclosure Statement filed with the Office on November 15, 2005.

**Statement Under 37 C.F.R. § 1.97(e)(1)**

The undersigned hereby certifies that references cited on the enclosed Form PTO/SB/08A were cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing of this Information Disclosure Statement.

**Statement of Relatedness Under M.P.E.P. § 2001.06(b)**

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), the Examiner is requested to consider the following application owned by Assignee, Nautilus, Inc., of the present application and/or having a common inventor, that may include subject matter similar to that of the present application:

(1) U.S. application No. 11/425,086 filed on June 19, 2006, which has published as U.S. publication No. 2006/0223680 A1 (Atty. Docket No. 34037/US/2).

Pursuant to 37 C.F.R. §§ 1.97(c)(1) and 1.97(e)(1), no fees are due with respect to this filing. However, should any fees be deemed necessary, such fees may be charged to Deposit Account No. 04-1415. If the Examiner has any questions, please contact the undersigned attorney.

Dated: March 16, 2007.

Respectfully submitted,

  
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Enclosures

PTO/SB/59A (08-03) U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Substitute for Form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)	<b>APPLICATION NO.:</b> 10/789,294	<b>FILING DATE:</b> February 26, 2004
	<b>FIRST NAMED INVENTOR:</b> Gary Piaget et al.	<b>ART UNIT:</b> 3764
	<b>EXAMINER NAME:</b> Crow, Stephen R.	<b>ATTY. DOCKET NO.:</b> 2071/US/2

### U.S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	PATENT NUMBER	ISSUE DATE	Name of Patentee or Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code* (If known)	MM-DD-YYYY		
		5,162,029	11/10/1992	Gerard	
		6,693,383 B1	05/17/2005	Chang et al.	

### U.S. PUBLICATION DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	PUBLICATION NUMBER	PUBLICATION DATE	Name of Applicant or Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code* (If known)	MM-DD-YYYY		

### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	DOCUMENT NUMBER	PUBLICATION DATE	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	†*
		Country Code* - Number* - Kind Code* (If known)	MM-DD-YYYY			

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>2</sup>	Include name of Author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	† <sup>3</sup>

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

The references cited above were cited in an International Search Report dated December 18, 2006, of corresponding international patent application No. PCT/US04/06140.

<sup>1</sup> Applicant's unique citation number (optional). <sup>2</sup> See Kind Code of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. <sup>3</sup> Patent Office that issued the document, by the two-letter code (WIPO Standard ST 9). <sup>4</sup> Patent Office that issued the document, by the two-letter code (WIPO Standard ST 9). <sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST 16 if possible. <sup>7</sup> Applicant is to place a check mark here if English language translation is attached.